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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/016,726	10/30/2001	Jose Zayas-Rivera	ALPHA-0200	4495

7590 02/03/2005

Patent Law Offices of Heath W. Hoglund
256 Eleanor Roosevelt
San Juan, PR 00918

EXAMINER

WEDDINGTON, KEVIN E

ART UNIT PAPER NUMBER

1614

DATE MAILED: 02/03/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Interview Summary

Application No.

10/016,726

Applicant(s)

ZAYAS-RIVERA ET AL.

Examiner

Kevin E. Weddington

Art Unit

1614

All participants (applicant, applicant's representative, PTO personnel):

(1) Kevin E. Weddington.(3) Dr. Jose Zayas-Rivera.(2) Heath W. Hoglund.

(4) _____.

Date of Interview: 02 February 2005.

Type: a) ☒ Telephonic b) ☐ Video Conference
c) ☐ Personal [copy given to: 1) ☐ applicant 2) ☐ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☒ No.
If Yes, brief description: _____.

Claim(s) discussed: The general in general.


Identification of prior art discussed: Kurita et al.

Agreement with respect to the claims f) ☒ was reached. g) ☐ was not reached. h) ☐ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: See Continuation Sheet.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN ONE MONTH FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.


Kevin E. Weddington
Primary Examiner
Art Unit 1614

Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.

Examiner's signature, if required

Continuation of Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: The attorney of record, Mr. Hoglund, and one of the inventors, Dr. Jose Zayas-Rivera, discussed the rejection disclosed in the Office action dated December 17, 2004. Mr. Hoglund argued the 112, first paragraph rejection over the breadth issue with the phrase "at least one inactive ingredient" is a well-known phrase in the art, but the Examiner argued that the phrase in broad and the specification only shows examples of specified inactive ingredients and not a plethora of other inactive ingredients. Mr. Hoglund also argued the 103 rejection over the Kurita et al. regarding to claims 38 and 39. Mr. Hoglund and Dr. Zayas-Rivera state the Kurita et al. reference does not teach the perillaldehyde possess anti-bacterial activity. The Examiner agrees with the argument that the cited prior art does not teach the intended activity along with its preferred concentration. Claims 38 and 39 looks allowable over the prior art, Kurita et al. Mr. Hoglund proposes to cancel various claims containing the 112, first paragraph rejection issue upon the allowance of claims 38 and 39 along with their respective dependent claims..